

[1]

IN THE HIGH COURT OF JUDICATURE AT BILASPUR [C.G.]W.P. NO. 4329/2004 [S.B.]PETITIONER

:- Laxmneshwar Machhuwa Sahkari  
Samiti Maryadit, Kharod, through-  
President Tulsiram Aditya aged 34  
years S/o late Nakchhed Prasad, R/o  
Manjhapara, Kharod, Tah. Pamgarh,  
Distt. Janjgir-Champa [C.G.]

VERSUSRESPONDENTS

1. State of Chhattisgarh  
through-Secretary Department  
of Cooperative State of  
Chhattisgarh, D.K.S. Bhawan,  
Raipur [C.G.].
2. Assistant Registrar Cooperative  
Society, Janjgir, Distt. Janjgir-  
Champa [C.G.]
3. Mahamaya Machhuwa Sahkari  
Samiti Maryadit Kharod, Tah.  
Pamgarh, Distt. Janjgir-  
Champa [C.G.]

PETITION UNDER ARTICLE 226/227 OF THE  
CONSTITUTION OF INDIA

P.R. No. 4329/04  
Presented by Shri. H.V. Sharma  
dated. 08.11.04

08.11.04  
08.11.04

(19)

## आदेश पत्रक

मामला क्रमांक W.P. No. 4329/04  
सन् 2004

विरुद्ध

| आदेश का दिनांक आदेश क्रमांक सहित | आदेश हस्ताक्षर सहित                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|----------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------|
|                                  | <p><b>3-1-2005</b></p> <p>Shri H. V. Sharma, counsel for the petitioner.</p> <p>Shri Sumesh Bajaj, Deputy Govt. Advocate for the State/respondents 1 and 2.</p> <p>The petitioner has preferred this petition under Article 226/227 of the Constitution of India stating that the respondent No.2 is not deciding the application filed by the petitioner for cancellation of the registration of respondent No.3.</p> <p>I have heard learned counsel for the parties.</p> <p>Learned counsel for the petitioner submitted that as per para 10.4 of the guidelines issued by the Government only one Machchuara Sahakari Samiti can be registered within the radius of 8 km, whereas, respondent No.2 has registered, apart from the petitioner, respondent No.3 which is contrary to the above guidelines, against which the petitioner has preferred an application which is not being decided by the respondent No.2. Therefore, learned counsel for the petitioner submitted that respondent No.2 may be directed to decide the application of the petitioner in accordance with law.</p> <p>Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, respondent No.2 is directed to decide the application of the petitioner in accordance with law.</p> <p>With the direction aforesaid, the petition stands disposed of.</p> <p>Parties are entitled for certified copy of this order.</p> |                                                        |
| Barve                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <p>Sd/-<br/>L.C. Bhadoo<br/>Judge</p>                  |

[पीछे देखिये]

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